THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.23758 of 2006

Dated: 15-11-2006

Between:

Botcha Laxmana Rao.

..... PETITIONER

AND

The Visakhapatnam Urban Development Authority, rep. by its Vice Chairman and Managing Director, Visakhapatnam, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.23758 of 2006

ORDER:

The petitioner is allegedly assignee of land admeasuring Acs.5.00 in survey No.7/part of Kommadi Village, Visakhapatnam Rural Mandal, Visakhapatnam District. Such assignment was made by the Mandal Revenue Officer (MRO), second respondent herein, by proceedings DR.No.414/94 dated 01-12-1004. The petitioner is allegedly in possession of the land and is cultivating the same. He alleges that respondents

1 and 2 are trying to encroach upon the land at the instance of respondents 3 and 4, who have grudge against him and without issuing any notice, respondents 1 and 2 are trying to dispossess him. Therefore, he seeks appropriate direction to respondents 1 and 2.

At the stage of admission itself, the learned standing counsel for Visakhapatnam Urban Development Authority, first respondent herein, and the learned Assistant Government Pleader for Revenue (General-A), after obtaining instructions from their clients, submit that the writ petition is filed on mere apprehension and that respondents 1 and 2 never tried to interfere with the possession of the petitioner.

The writ petition is, therefore, dismissed as it is filed on mere apprehension. No costs.

_____

V.V.S.RAO, J

15th November, 2006

ghn